

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ENZO BIOCHEM, INC., *et al.*,

Plaintiffs,

-v-

AMERSHAM PLC, *et al.*,

Defendants.

ENZO BIOCHEM, INC., *et al.*,

Plaintiffs,

-v-

MOLECULAR PROBES, INC., *et al.*,

Defendants.

ENZO BIOCHEM, INC., *et al.*,

Plaintiffs,

-v-

PERKINELMER, INC., *et al.*,

Defendants.

ENZO BIOCHEM, INC., *et al.*,

Plaintiffs,

-v-

ORCHID BIOSCIENCES, INC.,

Defendant.

USDS SDNY  
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No. 02 Civ. 8448 (RJS)  
ORDER

No. 03 Civ. 3816 (RJS)  
ORDER

No. 03 Civ. 3817 (RJS)  
ORDER

No. 03 Civ. 3819 (RJS)  
ORDER

AFFYMETRIX, INC.,

Plaintiff,

-v-

ENZO BIOCHEM, INC., *et al.*,

Defendants.

No. 03 Civ. 8907 (RJS)  
ORDER

ENZO LIFE SCIENCES, INC.,

Plaintiff,

-v-

AFFYMETRIX, INC.,

Defendant.

No. 04 Civ. 1555 (RJS)  
ORDER

ROCHE DIAGNOSTICS GMBH,

Plaintiff,

-v-

ENZO BIOCHEM, INC., *et al.*,

Defendants.

No. 04 Civ. 4046 (RJS)  
ORDER

RICHARD J. SULLIVAN, District Judge:

As stated on the record during the conference held on November 16, 2012, IT IS HEREBY ORDERED THAT Defendants shall file their motions for summary judgment on non-patent issues on or before December 21, 2012.<sup>1</sup> Plaintiffs shall submit a letter (1) setting forth what additional discovery they need in order to respond to the Defendants' motions, and (2) articulating why discovery should be permitted to go forward, on or before January 18, 2013.

IT IS FURTHER ORDERED THAT the parties shall submit a joint case management plan regarding the claims involving the '830 and '523 Patents on or before December 21, 2012.

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<sup>1</sup> Defendant Molecular Probes Inc. ("MPI") may not file a motion for summary judgment on the basis of patent invalidity.

IT IS FURTHER ORDERED THAT the parties shall appear for a conference on January 29, 2013 at 3:30 p.m.

Finally, IT IS FURTHER ORDERED THAT Defendant Molecular Probes, Inc.'s contemplated motion to stay the case number 03 Civ. 3816 is deemed made and denied.

SO ORDERED.

DATED: November 16, 2012  
New York, New York

  
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RICHARD J. SULLIVAN  
UNITED STATES DISTRICT JUDGE